MR. C. V. CHANDRASEKHARAN (*Ag. Director of Public Instruction*): There may be.

MR. A. S. DAMODARAN ASAN (*Mavelikara*): The answer says that preference is given over outsiders with the same qualification. I want to know whether the service in the undergraduate scale in the Vernacular section is considered as a qualification, for this purpose of giving preference. What is the kind of qualification that is taken into consideration in giving this preference?

MR. C. V. CHANDRASEKHARAN (*Ag. Director of Public Instruction*): University qualifications.

MR. A. S. DAMODARAN ASAN (*Mavelikara*): Are those in the English section considered as outsiders for this purpose?

MR. C. V. CHANDRASEKHARAN (*Ag. Director of Public Instruction*): No; they are insiders.

MR. A. THANU PILLAI (*Trivandrum—Rural*): Are all graduates treated alike? Is there any distinction between first class, second class and third class graduates?

MR. C. V. CHANDRASEKHARAN (*Ag. Director of Public Instruction*): A very real distinction is made. Outsiders with higher qualifications are often preferred.

MR. A. THANU PILLAI (*Trivandrum—Rural*) Am I to understand that all graduates are not treated alike?

MR. C. V. CHANDRASEKHARAN (*Ag. Director of Public Instruction*): No.

MR. A. THANU PILLAI (*Trivandrum—Rural*): 'No' means what? Are they treated alike or are they not?

MR C. V. CHANDRASEKHARAN (*Ag. Director of Public Instruction*): They are *not* treated alike.

Misappropriation of money by Official Receivers in the District Courts.

5. *MR. S. J. NAIR (*Nedumangad*): Will the Government be pleased to state:

(*a*) whether they are aware that the Official Receivers in District Courts misappropriate profits accrued from the property of the insolvents;

(*b*) whether they are aware that the Official Receiver of the Trivandrum District Court has misappropriated money which was the rental profit of a motor car involved in I. P. 46 of 1098;

(*c*) if the answer to part (*b*) is in the affirmative, the amount that the Official Receiver has misappropriated in the case;

(*d*) who was the Official Receiver then;

(*e*) what he is now;

(*f*) what action the Court or the Government have taken against the Official Receiver and

(*g*) whether the amount misappropriated was realised by the Court from the Official Receiver?

LIBRARY ARCHIVES Kerala Legislative Assembly

RAO SAHIB DR. N. KUNJAN PILLAI (*Chief Secretary to Government*) :
(*a*) and (*b*) No.
(*c*) In view of the answer to part (*b*), this does not arise.
(*d*) Mr. N. Raghava Iyer, M. A. & M. L.
(*e*) District Munsiff at Chengannur.
(*f*) & (*g*) In view of the answer to part (*b*), these do not arise.

MR. S. J. NAIR (*Nedumangad*) : Was any motor car brought in attachment, in I. P. 46 of 1098, by the Official Receiver of the Trivandrum District Court ?

RAO SAHIB DR. N. KUNJAN PILLAI (*Chief Secretary to Government*): Yes.

MR. S. J. NAIR (*Nedumangad*) : Was that car let out for hire by the Receiver ?

RAO SAHIB DR. N. KUNJAN PILLAI (*Chief Secretary to Government*) : He did not hire out the car.

MR. S. J. NAIR (*Nedumangad*) : Are the Government aware that the Receiver got the permission of the District Court, Trivandrum, for the purpose, and let out the car for monthly hire ?

RAO SAHIB DR. N. KUNJAN PILLAI (*Chief Secretary to Government*) : Government are not aware. The Official Receiver did not receive any money as car hire.

MR. S. J. NAIR (*Nedumangad*) : May I point out to Government that the Receiver, by his letter dated 27-2-90, obtained the permission of the District Court for letting out the car for hire and that he actually let out the car for monthly hire, but did not credit the hire in the accounts ?

RAO SAHIB DR. N. KUNJAN PILLAI (*Chief Secretary to Government*) : Government are not aware.

MR. S. J. NAIR (*Nedumangad*) : Will the Government be pleased to look into the matter ?

RAO SAHIB DR. N. KUNJAN PILLAI (*Chief Secretary to Government*) : Yes.

MR. S. J. NAIR (*Nedumangad*) : If, on such enquiry, the Government are convinced that the car was actually let out for hire and that the hire amount was not credited in the account, will they be pleased to take any action ?

PRESIDENT : That question relates to future action.

MR. S. J. NAIR (*Nedumangad*) : After receipt of this question did the Government order the Account Officer or any of his subordinates to check the accounts and other papers of the case ?

RAO SAHIB DR. N. KUNJAN PILLAI (*Chief Secretary to Government*): No.

MR. S. J. NAIR (*Nedumangad*) : May I know why, even in this case of misappropriation, the Government did not take any action when the matter was brought to their notice ?

RAO SAHIB DR. N. KUNJAN PILLAI (*Chief Secretary to Government*): Government referred the interpellation to the High Court they said

LIBRARY ARCHIVES Kerala Legislative Assembly

that there was no misappropriation and Government decided that no further action was necessary.

MR. S. J. NAIR (*Nedumangad*) : In the face of the challenge that the member who has sent in the interpellation makes here now, do the Government consider it necessary to take any action with regard to this misappropriation ?

RAO SAHIB DR. N. KUNJAN PILLAI (*Chief Secretary to Government*): As I have already stated, Sir, the matter will be looked into.

MR. PUTHUPALLI S. KRISHNA PILLAI (*Quilon II*) : May I know whether the accounts of the Official Receivers are being audited annually ?

RAO SAHIB DR. N. KUNJAN PILLAI (*Chief Secretary to Government*) : Yes.

MR. PUTHUPALLI S. KRISHNA PILLAI (*Quilon II*): May I know who carries out the audit ?

RAO SAHIB DR. N. KUNJAN PILLAI (*Chief Secretary to Government*) : The Account Office.

Attingal Municipality.

6. ***MR. S. J. NAIR** (*Nedumangad*): Will the Government be pleased to state, with reference to the reply given to question No. 4 as reported on page 6, Vol. IV, No. 1, of the Proceedings of the Sri Mulam Assembly :

(*a*) whether all the irregularities of the Attingal Municipality have been removed before April 1935 ;

(*b*) if the answer to part (*a*) is in the negative, what are the irregularities that remain to be removed ; and

(*c*) if the answer to part (*a*) is in the affirmative, whether the Government have considered, as was promised, the feasibility of allowing the Council to elect a non-official President ?

MR. T. C. THOMMEN (*Secretary to Government*) : (*a*) No.

(*b*) In the collection and utilisation of revenue.

(*c*) In view of the answer to part (*a*), the question does not arise.

MR. S. J. NAIR (*Nedumangad*) : With reference to part (*b*) of the question, may I know whether all the revenue has now been collected ?

MR T. C. THOMMEN (*Secretary to Government*) : There are arrears to be collected.

MR. S. J. NAIR (*Nedumangad*) : May I know whether the arrears are due to the laxity of the Official President ?

MR. T. C. THOMMEN (*Secretary to Government*) : Every year there will be some arrears to be collected.

MR. S. J. NAIR (*Nedumangad*) : Then, may I know the objection to the appointment of a Non-official President in the place of the Official President ?

MR. T. C. THOMMEN (*Secretary to Government*) : During the time of the Non-official President, the arrears were heavy.

LIBRARY ARCHIVES Kerala Legislative Assembly